

"Director" § 7-101 "Private facility" § 7-101
"Person" § 1-101

7-412. RESERVED.

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PART II. SPECIAL PROVISIONS FOR PRIVATE GROUP HOMES.

7-414. RULES AND REGULATIONS.

(A) IN GENERAL.

IN ADDITION TO RULES AND REGULATIONS THAT GENERALLY RELATE TO PRIVATE FACILITIES, THE DIRECTOR SHALL ADOPT RULES AND REGULATIONS FOR ISSUING CERTIFICATES OF APPROVAL FOR PRIVATE GROUP HOMES.

(B) CONTENTS.

THESE RULES AND REGULATIONS SHALL PROVIDE THAT THE FOLLOWING FACTORS BE CONSIDERED IN DETERMINING WHETHER A PROPOSED SITE IS SUITABLE:

- (1) THE NATURE AND CHARACTER OF THE AREA;
- (2) THE AVAILABILITY OF UTILITIES; AND
- (3) THE ACCESS TO TRANSPORTATION, SHOPPING, RECREATION, AND PUBLIC ESTABLISHMENTS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 59A, § 20C(a)(1), (2), and (3) and the first sentence of § 20(b), as that sentence related to private group homes.

The introductory clause to this section, "in addition to rules and regulations that generally relate to private facilities," is added to clarify that the rules and regulations for licensing and operating a private facility also apply to private group homes.

The former reference to rules and regulations for the "establishment" of private group homes is deleted as unnecessary in light of the requirements for issuing certificates of approval.

The former phrase "with the approval of the Secretary" is deleted as unnecessary in light of §§ 7-203(a) and 2-104 of this article.